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8 Attorneys for Defendants Bayview Loan				
9	Servicing, LLC, Sables, LLC, and The Bank of New York Mellon fka The Bank of New York as			
10	Trustee for the Certificateholders of CWMBS, Inc., CHL Mortgage Pass-Through Trust 2005-J2, Mortgage Pass-Through Certificates, Series			
TE 20	2005-J2			
1635 VILLAGE CENTER CIRCLE, SUITE 200 LAS VEGAS, NEVADA 89134 TEL.: (702) 634-5000 – FAX: (702) 380-8572	ANALON COLUMNIA	NOTEDICT COURT		
13 KCL KDA 8 70 70	UNITED STATES DISTRICT COURT			
TER CI NEVA 0 - FA	DISTRICT OF NEVADA			
3AS, 1 5AS, 1 5000				
S VEC 8 VEC 934.	DENNIS TOBLER; CINDI F. TOBLER,	Case No.: 2:18-cv-		
16 LAS				
1635 17 17 17 17 17 17 17 17 17 17 17 17 17	Plaintiffs,			
18	v.			
	SABLES, LLC, a Nevada limited liability	STIPULATION A		
19	company; BAYVIEW LOAN SERVICING,	REGARDING M		
20	LLC, a Florida limited liability company; THE BANK OF NEW YORK MELLON, a New York [ECF NO. 9,			
21	corporation; DOES I through X, inclusive; and ROE ENTITIES XI through XX, inclusive,	· -		

STIPULATION AND ORDER **REGARDING MOTION FOR** TRO/PRELIMINARY INJUNCTION [ECF NO. 9, 10]

Case No.: 2:18-cv-2220-JCM-CWH

Defendants Bayview Loan Servicing, LLC (Bayview), The Bank of New York Mellon fka The Bank of New York as Trustee for the Certificateholders of CWMBS, Inc., CHL Mortgage Pass-Through Trust 2005-J2, Mortgage Pass-Through Certificates, Series 2005-J2 (BoNYM)<sup>1</sup>, and Sables, LLC, and Plaintiffs Dennis and Cindi Tobler, stipulate that the motion for temporary

<sup>1</sup> Improperly named in the complaint only as The Bank of New York Mellon. 47350017;1

Defendants.

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1	restraining order/preliminary injunction, ECF Nos. 9, 10, no longer needs to be heard on an		
2	emergency basis.		
3	Bayview is continuing the foreclosure sale approximately 45 days. <sup>2</sup> Therefore, the parties agree that Plaintiff's motion for TRO/Preliminary Injunction can be briefed in the ordinary course pursuant to LR 7-2, to be heard before the continued foreclosure sale.  DATED this 21 <sup>st</sup> day of December, 2018		
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7			
8	AKERMAN LLP	HAROLD P. GEWERTER, ESQ. LTD.	
9 10 TEL: (702) 634-2600 - FAX: (405) 380-8272 12 12 NGAS, NEVADA 80134 12 12 12 13 14 14 15 15 15 16 16 17 17 17 17 17 17 17 17 17 17 17 17 17	/s/ Jamie K. Combs  DARREN BRENNER, ESQ. Nevada Bar No. 8276 NATALIE L. WINSLOW, ESQ. Nevada Bar No. 12125 JAMIE K. COMBS, ESQ. Nevada Bar No. 13088 1635 Village Center Circle, Suite 200 Las Vegas, NV 89134  Attorneys for Defendants Bayview Loan Servicing, LLC, Sables, LLC, and The Bank of New York Mellon, fka The Bank of New York, as Trustee for the Certificateholders of CWMBS, Inc., CHL Mortgage Pass-Through Trust 2005-J2, Mortgage Pass- Trhough Certificates, Series 2005-J2	/s/ D. Bryce Finley HAROLD P. GEWERTER, ESQ. Nevada Bar No. 499 D. BRYCE FINLEY, ESQ. Nevada Bar No. 9310 1212 S. Casino Blvd. Las Vegas, NV 89103 Attorneys for Dennis and Cindi Tobler	
	ODDED		
	<u>ORDER</u>		
		IT IS SO ORDERED.	
22	LINTED STATES DISTRICT HIDGE		
23		UNITED STATES DISTRICT JUDGE  December 26, 2018  DATED:	
24		DATED	
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28	<sup>2</sup> Counsel for Bayview has not yet received the cont beginning of February 2019.	inued sale date, but estimates that it will be set near the	
	2 3 4 5 6 7 8 9 10 8 12 12 13 13 14 14 15 15 16 16 17 17 18 19 19 20 21 22 23 24 25 26 27	emergency basis.  Bayview is continuing the foreclosure so agree that Plaintiff's motion for TRO/Preliminal pursuant to LR 7-2, to be heard before the contin DATED this 21st day of December, 2018  AKERMAN LLP  /// Jamie K. Combs DARREN BRENNER, ESQ. Nevada Bar No. 8276 NATALIE L. WINSLOW, ESQ. Nevada Bar No. 12125 JAMIE K. COMBS, ESQ. Nevada Bar No. 13088 1635 Village Center Circle, Suite 200 Las Vegas, NV 89134  Attorneys for Defendants Bayview Loan Servicing, LLC, Sables, LLC, and The Bank of New York Mellon, fka The Bank of New York as Trustee for the Certificateholders of CWMBS, Inc., CHL Mortgage Pass-Through Trust 2005-J2, Mortgage Pass-Through Trust 2005-J2, Mortgage Pass-Through Certificates, Series 2005-J2  18  19 20 21 22 23 24 25 26 27 28 2 Counsel for Bayview has not yet received the cont beginning of February 2019.	

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AKERMAN LLP